

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Liliana Manuel (I)	Team: Intake	CCRB Case #: 201400231	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Wednesday, 01/01/2014 11:58 PM	Location of Incident: § 87(2)(b)	Precinct: 60	18 Mo. SOL 7/1/2015	EO SOL 7/1/2015	
Date/Time CV Reported Wed, 01/01/2014 11:58 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 01/08/2014 1:48 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Blase Mucciariello	27102	941236	PSA 1
2. POM Christophe Cannizzaro	18261	936294	013 PCT
3. POM Vincent Lindner	27944	945921	PSA 1
4. POM Joshua Konen	00966	936882	PSA 1
5. POM Scot Kashinsky	21885	947120	PSA 1
6. POM Jovanny Calderon	18240	936277	PSA 1

Officer(s)	Allegation	Investigator Recommendation
A.POM Christophe Cannizzaro	Force: Officer Christophe Cannizzaro used physical force against § 87(2)(b)	
B.POM Vincent Lindner	Force: Officer Vincent Lindner used physical force against § 87(2)(b)	
C.POM Joshua Konen	Force: Officer Joshua Konen used physical force against § 87(2)(b)	
D.POM Scot Kashinsky	Force: Officer Scot Kashinsky used physical force against § 87(2)(b)	
E.POM Jovanny Calderon	Force: Officer Jovanny Calderon used physical force against § 87(2)(b)	
F.POM Blase Mucciariello	Force: Officer Blase Mucciariello used physical force against § 87(2)(b)	

### Case Summary

On January 1, 2014 Sergeant Miguel Figueroa from Police Service Area 1 called the Command Center to report an injury of § 87(2)(b) in custody. The CCRB received IAB log number 14-0462 on January 8, 2014. Searches of the Department of Correction for New York City and New York State confirmed that § 87(2)(b) was not incarcerated.

Several attempts were made to obtain a sworn statement from § 87(2)(b). The IAB log as well as the arrest report provided addresses for § 87(2)(b) however, neither the IAB log nor the arrest report provided a phone number for § 87(2)(b). The investigator called IAB to obtain § 87(2)(b)'s telephone number but IAB was unable to provide it. Searches of LexisNexis, Coles, CTS, and Whitepages provided no telephone numbers. Between the dates of January 14, 2014, and March 25, 2014, four please call letters were sent to § 87(2)(b)'s address listed on the IAB log. On February 7, 2014, a please call letter was sent to the address listed on § 87(2)(b)'s arrest report. This letter was returned in the mail by the US Postal Service. Between the dates of February 7, 2014, and March 25, 2014, three please call letters were sent to two addresses provided by LexisNexis. To date, the investigator has not received any letters from § 87(2)(b).

On January 30, 2014, § 87(2)(b) left a voicemail in response to a letter he had received, and stated his phone number. Between the dates of February 13, 2014, and February 25, 2014, the investigator called and left two voicemail messages to the number provided in § 87(2)(b)'s voicemail. On March 5, 2014, the investigator spoke with § 87(2)(b) and scheduled him to be interviewed by the CCRB on March 10, 2014. § 87(2)(b) failed to appear to his appointment without prior notification. Approximately an hour and a half after his appointment time on March 10, 2014, § 87(2)(b) called the investigator from a new phone number and left a voicemail stating that he wished to reschedule his appointment.

Between the dates of March 17, 2014, and March 25, 2014, the investigator made three additional phone calls to the original phone number § 87(2)(b) had left in his initial voicemail. For each of these calls, an automated message stated that the number did not accept incoming calls. Between the dates of March 17, 2014, and April 1, 2014, five calls were made to the number that § 87(2)(b) had called from in his second voicemail. The investigator left a voicemail for each of these calls.

§ 87(2)(b), § 87(2)(g)

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Team: \_\_\_\_\_

Investigator:	_____	_____	_____
	Signature	Print	Date

Supervisor:	_____	_____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date